

June 28, 2004

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 Twelfth Street, SW
Room TWB-204
Washington, DC 20554

Re: **Notice of Ex Parte Communication**

**Implementation of the Pay Telephone Reclassification and
Compensation Provisions of the Telecommunications Act of 1996,
CC Docket No. 96-128**

**Request to Update Default Compensation Rate for Dial-Around
Calls from Payphones, WC Docket No. 03-225; RM-10568**

Dear Ms. Dortch:

On Friday, on behalf of AT&T, Sprint, and MCI, respectively, Mike DelCasino, Jeb Benedict, and I had meetings with Scott Bergmann (Legal Advisor to Commissioner Adelstein), Matt Brill (Senior Legal Advisor to Commissioner Abernathy), and Chris Libertelli (Senior Legal Advisor to Chairman Powell) to discuss the above-captioned matters. Mike Guerra and Martha Marcus from AT&T also joined each meeting by telephone.

Today, Jeb Benedict and I met with Jessica Rosenworcel (Legal Advisor to Commissioner Copps), again with Mike Guerra and Martha Marcus joining by telephone.

Specifically, we indicated that the Commission should give the rules it provided in its October 23, 2003 order – in particular, the audit and reporting requirements – an opportunity to work before entertaining additional requirements. We explained, for example, that the collection of uncompleted call data and call duration is not required or cost-justifiable.

In addition, we discussed the importance of allowing sufficient time for administrative implementation activities associated with any change in the payphone dial-around compensation rate.

Sincerely,

/s/ Larry Fenster

Larry Fenster

cc: Scott Bergmann
Matthew Brill
Christopher Libertelli
Jessica Rosenworcel